



**BOARD OF APPEALS  
AGENDA  
Tuesday, August 25, 2009  
9:00 A.M.**

**Plaza del Sol Hearing Room  
Plaza del Sol Building – Lower Level  
600 Second Street, NW**

**MEMBERS:**

Mick McMahan, Chair  
Kim Seidler, Vice-Chair  
Steve R. Chavez  
Kathy Sandoval-Snider

**PLANNING STAFF:**

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**THE PROCEDURE FOR PRESENTATIONS IS AS FOLLOWS: Appellant: 10 Minutes, Opposition/Public: 15 Minutes, Appellant rebuttal: 5 Minutes. Please note that Opposition/Public presentations share a 15 Minute block of time. The same rule also applies if there is more than one Appellant named on the Appeal application.**

**INDIVIDUALS WITH DISABILITIES** who need special assistance to participate at this meeting should contact Nolean Smith, Planning Department, at (505) 924-3662.

- 1. Call to Order.**
- 2. Additions and/or changes to the agenda.**

3. **09BOA-20005/09ZHE-80080 PROJECT # 1007699, DAVID CAMPBELL, Agent for RUBEN SANCHEZ**, appeals the Zoning Hearing Examiner's denial of a special exception to Section 14-16-2-17-(B)(15): a **CONDITIONAL USE** to allow for the proposed retailing of alcoholic drink for off premise consumption within 500' of a residential zone on all or a portion of Lot(s) 1-11, Block(s) 1, **LA MESA SUBDIVISION** zoned C-2, located at **7105 CENTRAL AVE NE (K-19)**.  
**(Deferred from July 28<sup>th</sup>, 2009 Hearing)**
4. **09BOA-20006/09ZHE-80144, PROJECT # 1007781, DAC ENTERPRISES, Agent for TIM MACDONALD/BENCOR**, appeals the Zoning Hearing Examiner's denial of a special exception to Section 14-16-2-17(B)(15); a **CONDITIONAL USE** to allow for the proposed retail sale of alcoholic drink for off-premise consumption with 500' of a residential zone on all or a portion of Tract(s) E-4-A, **ALBUQUERQUE SOUTH UNIT 3** zoned C-2, located at **9601 GIBSON BLVD SW (M-9)**.
5. **09BOA-20007/09ZHE-80148, PROJECT # 1007786, GARLAN BRYAN ARCHITECT, Agent for JOSEPHINE JENSEN** appeals the Zoning Hearing Examiner's denial of a special exception to Section 14-16-2-15(B)(4): a **CONDITIONAL USE** to allow for 42 proposed apartment units that exceed the total 25% gross floor area requirement in an O-1 zone on all or a portion of Lot(s) 2A, Tract(s) 2A, **INDIAN RIDGE** zoned O-1, located at **11910 MENAUL BLVD NE (H-22)**.
6. **09BOA-20008/09ZHE-80094, PROJECT # 1007712, JOSHUA SKARSGARD, Agent for ANDREW FOWNER** appeals the Zoning Hearing Examiner's denial of a special exception to Section 14-16-2-18(B)(8): a **CONDITIONAL USE** to allow for the existing outdoor storage of vehicles for more than one week in a C-3 zone on all or a portion of Lot(s) 17-18-19, Block(s) F, **TIMOTEO CHAVEZ** zoned C-3, located at **4141 CUTLER AVE NE (H-17)**.
7. **PUBLIC COMMENT:**  
**Item: 30 minutes**  
**Public Comment: 3 minutes per individual.**
8. **OTHER MATTERS:**
  1. Review of the July 28, 2009 Minutes.
9. **ADJOURN**